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September 12, 2008

**EX PARTE**

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12<sup>th</sup> Street, NW  
Washington, DC 20554

Re: Emergency Petition of Level 3 Communications, LLC, for Assignment of  
Additional Telephone Numbers in Area Code 603, and Request for Special  
Temporary Authorization of Thousand-Blocks in Area Code 603  
WC Docket No. 08-154

Dear Ms. Dortch:

Several members of the New Hampshire Public Utilities Commission (NHPUC) staff engaged in an ex parte conversation with certain members of the Federal Communications Commission (FCC) staff on September 11, 2008. The conversation took place via telephone and the general areas of discussion were consistent with and reflective of the comments filed by the NHPUC on August 7, 2008. The names of the parties involved and a summary of the topics covered follows.

**NHPUC**

Kate Bailey, Director of Telecommunications Division  
Jody O'Marra, Utility Analyst  
F. Anne Ross, Director of the Legal Division  
603-271-6005

**FCC**

Julie Veach, Deputy Bureau Chief, Wireline Competition Bureau (WCB)  
Ann Stevens, Deputy Division Chief, Competition Policy Division, WCB  
Melissa Kinkel, Attorney Advisor, Competition Policy Division, WCB  
202-418-7958

General Areas of Discussion

Original certification of Level 3 in New Hampshire

Information contained in Level 3's CLEC FX Form 40, MTE worksheet and part 1A and 1B

Level 3's inability to demonstrate a local New Hampshire presence for its customers

NH RSA 374:22-o, 59 and 362:2

NHPUC review of Level 3 customers in 2 New Hampshire exchanges in 2006 showing customers across the US as well as in Canada and the UK

Efficient number utilization and whether Level 3 knows if numbers it assigns are used

Impacts of granting Level 3 temporary numbering authority and the use of numbers out of state

Whether VoIP is interstate or local

Whether VoIP providers can port numbers

Process to request an audit from the FCC's enforcement bureau

Respectfully submitted,



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